

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 28

January 21, 2011

SUMMARY OF BILL: Changes the civil liability standard for law enforcement personnel pursuing a suspect from “negligence” to “gross negligence.” Prohibits disciplinary action against law enforcement personnel for pursuit of a suspect unless the pursuit violates the law enforcement agency’s pursuit policy.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Changing the liability standard will result in a not significant decrease in the number of officers liable for injury while pursuing fleeing suspects.
- According to the Department of Safety, no disciplinary action is taken against employees unless they violate agency policy. Codifying current practice will not have a significant fiscal impact on law enforcement agencies.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "James W. White".

James W. White, Executive Director

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